

Exhibit C

**Commonwealth of Massachusetts
SUFFOLK SUPERIOR COURT
Case Summary
Criminal Docket**

Commonwealth v Robinson, Leon

Details for Docket: SUCR2001-10384

Case Information

Docket Number:	SUCR2001-10384	Caption:	Commonwealth v Robins Leon
Entry Date:	04/30/2001	Case Status:	Criminal 4 Ctrm 815
Status Date:	06/08/2005	Session:	Disposed (appeal pending)
Lead Case:	NA	Deadline Status:	Deadline act
Trial Deadline:	05/04/2001	Jury Trial:	NO

Parties Involved

3 Parties Involved in Docket: SUCR2001-10384

Party Involved: Defendant

Last Name: Robinson **First Name:** Leon

Address: 1003 Jette Court **Address:**

City: Brighton **State:** MA

Zip Code: 02135 **Zip Ext:**

Telephone:

Party Involved: Plaintiff

Last Name: Commonwealth **First Name:**

Address: **Address:**

City: **State:**

Zip Code: **Zip Ext:**

Telephone:

Party Involved: Witness

Last Name: Harner **First Name:** Edward

Address: 1231 North Las Palmas **Address:**

City: Los Angeles**State:** CA**Zip Code:** 90038**Zip Ext:****Telephone:**

Attorneys Involved

6 Attorneys Involved for Docket: SUCR2001-10384

**Attorney
Involved:****Last Name:** Lee**Firm Name:** SUFF03**Address:** 1 Bulfinch Place**First Name:** Mark T**City:** Boston**Address:** 3rd floor**Zip Code:** 02114**State:** MA**Telephone:** 617-619-4000**Zip Ext:** 2997**Fascimile:** 617-619-4210**Tel Ext:****Representing:** Commonwealth, (Plaintiff)**Attorney
Involved:****Last Name:** White Jr**Firm Name:** DAVI08**Address:** 1 Faneuil Marketplace 3rd Fl**First Name:** William M**City:** Boston**Address:** South Market Building**Zip Code:** 02109**State:** MA**Telephone:** 617-723-7339**Zip Ext:** 1649**Fascimile:** 617-723-7731**Tel Ext:****Representing:** Robinson, Leon (Defendant)**Attorney
Involved:****Last Name:** Budreau**Firm Name:** OTER01**Address:** 20 Park Plaza**First Name:** James H**City:** Boston**Address:** Statler Building Suite 905**Zip Code:** 02116**State:** MA**Telephone:** 617-227-3700**Zip Ext:****Fascimile:** 617-338-9538**Tel Ext:****Representing:** Robinson, Leon (Defendant)**Attorney
Involved:****Last Name:** Carroll**Firm Name:****Address:** 61-63 Chatham Street**First Name:** Bruce W**Address:** 6th Floor

City:	Boston	State:	MA
Zip Code:	02109	Zip Ext:	
Telephone:	617-720-1413	Tel Ext:	
Fascimile:	617-227-4767	Representing:	Robinson, Leon (Defendant)

Attorney Involved:		Firm Name:	CARN01
Last Name:	D'Angelo	First Name:	Andrew M
Address:	20 Park Plaza	Address:	Suite 1405
City:	Boston	State:	MA
Zip Code:	02116	Zip Ext:	
Telephone:	617-338-5566	Tel Ext:	
Fascimile:	617-338-5587	Representing:	Robinson, Leon (Defendant)

Attorney Involved:		Firm Name:	
Last Name:	Baler	First Name:	Jeffrey L
Address:	PO Box 544	Address:	
City:	Medfield	State:	MA
Zip Code:	02052	Zip Ext:	
Telephone:	508-359-2087	Tel Ext:	
Fascimile:		Representing:	Robinson, Leon (Defendant)

Calendar Events

85 Calendar Events for Docket: SUCR2001-10384

No.	Event Date:	Event Time:	Calendar Event:	SES:	Event Status:
1	05/03/2001	09:30	Arraignment	CM	Event held as scheduled
2	05/30/2001	09:30	Conference: Pre-Trial	CM	Event held as scheduled
3	06/29/2001	09:30	Hearing: Non-eviden- Discovery	CM	Event held as scheduled
4	07/23/2001	09:30	Hearing: Appt Counsel	1	Event held as scheduled
5	08/06/2001	09:30	Hearing: Appt Counsel	1	Event held as scheduled
6	09/04/2001	09:30	Hearing: Appt Counsel	1	Event held as scheduled
7	09/24/2001	09:30	Hearing: Non-eviden- Discovery	CM	Event held as scheduled
8	10/25/2001	09:30	Conference: Status Review	CM	Event not held--scheduled for another date
9	11/07/2001	09:30	Conference: Status Review	CM	Event held as scheduled

10	11/20/2001	09:30	Conference: Status Review	CM	Event held as scheduled
11	12/04/2001	09:30	Conference: Lobby	1	Event canceled not re-scheduled
12	03/20/2002	09:30	Hearing: Appt Counsel	CM	Event held as scheduled
13	04/01/2002	09:30	Status: Review by Session	1	Event not held--joint request
14	04/08/2002	09:30	Conference: Status Review	1	Event held as scheduled
15	04/19/2002	09:30	Conference: Status Review	1	Event not held--joint request
16	05/13/2002	09:30	Conference: Status Review	CM	Event held as scheduled
17	05/29/2002	09:30	Hearing: Evidentiary-dismiss	1	Event held as scheduled
18	06/13/2002	09:30	Hearing: Compliance	1	Event held as scheduled
19	06/25/2002	09:30	Bail: Review	1	Event held as scheduled
20	07/25/2002	09:30	Conference: Status Review	1	Event held as scheduled
21	08/02/2002	09:30	Conference: Status Review	1	Event held as scheduled
22	09/05/2002	09:30	Conference: Status Review	CM	Event held as scheduled
23	09/10/2002	09:30	Hearing: Appt Counsel	1	Event not held--joint request
24	09/17/2002	09:30	Hearing: Appt Counsel	1	Event held as scheduled
25	09/24/2002	09:30	Conference: Status Review	1	Event not held--joint request
26	10/17/2002	09:30	Conference: Status Review	1	Event held as scheduled
27	10/21/2002	09:30	Conference: Status Review	1	Event held as scheduled
28	11/15/2002	09:30	Bail: Review	1	Event canceled not re-scheduled
29	11/15/2002	09:30	Hearing: Motion	CM	Event held as scheduled
30	11/26/2002	09:30	Bail: Review	1	Event held as scheduled
31	12/17/2002	09:30	Conference: Status Review	CM	Event held as scheduled
32	01/23/2003	09:30	Conference: Status Review	CM	Event canceled not re-scheduled
33	02/07/2003	09:00	Hearing: Motion	6	Event held as scheduled
34	02/07/2003	09:30	Hearing: Motion	1	Event moved to another session
35	03/06/2003	09:30	Conference: Status Review	CM	Event held as scheduled
36	04/08/2003	09:30	Conference: Status Review	CM	Event held as scheduled
37	05/06/2003	09:30	Hearing: Evidentiary-dismiss	1	Event held as scheduled
38	05/22/2003	09:30	Hearing: Motion	1	Event not held--joint request
39	06/02/2003	09:30	Hearing: Evidentiary-dismiss	1	Event not held--joint request
40	07/11/2003	09:30	Conference: Status Review	1	Event held as scheduled
41	07/14/2003	09:00	Hearing: Evidentiary-suppression	3	Event held as scheduled
42	07/15/2003	09:00	Hearing: Evidentiary-suppression	3	Event continues over multiple day
43	07/16/2003	09:00	Hearing: Evidentiary-suppression	3	Event continues over multiple day
44	08/28/2003	09:30	Hearing: Motion	CM	Event held as scheduled
45	09/04/2003	09:00	Status: Review by Session	3	Event held as scheduled
46	09/25/2003	09:00	Hearing: Motion	3	Event held as scheduled
47	11/13/2003	09:00	Status: Review by Session	3	Event moved to another session
48	11/13/2003	09:30	Status: Review by Clerk	CM	Event held as scheduled

49	12/08/2003	14:00	Hearing: Motion	1	Event held as scheduled
50	12/22/2003	09:30	Hearing: Misc Matters	1	Event held as scheduled
51	01/20/2004	09:30	Conference: Status Review	CM	Event held as scheduled
52	02/24/2004	09:30	Hearing: Misc Matters	CM	Event moved to another session
53	02/24/2004	09:30	Hearing: Misc Matters	1	Event held as scheduled
54	03/26/2004	09:30	Conference: Status Review	1	Defendant did not appear/default
55	03/29/2004	09:30	Conference: Status Review	CM	Event canceled not re-scheduled
56	04/29/2004	09:30	Conference: Status Review	1	Event not held--joint request
57	06/21/2004	09:30	Conference: Status Review	CM	Event rescheduled by court prior 1 date
58	06/29/2004	09:30	Hearing: Evidentiary-dismiss	1	Event held as scheduled
59	09/08/2004	09:00	Conference: Status Review	3	Event not held--req of Defendant
60	09/08/2004	09:30	Conference: Status Review	1	Event canceled not re-scheduled
61	09/10/2004	14:00	Conference: Status Review	3	Event not held--req of Defendant
62	09/15/2004	12:00	Conference: Status Review	3	Event held as scheduled
63	10/26/2004	14:00	Hearing: Non-eviden- Discovery	3	Event not reached by Court
64	11/09/2004	14:00	Hearing: Non-eviden- Discovery	3	Event rescheduled by court order
65	11/12/2004	14:00	Hearing: Non-eviden- Discovery	3	Event held as scheduled
66	11/17/2004	15:30	Hearing: Non-eviden- Discovery	3	Event not reached by Court
67	11/30/2004	15:00	Hearing: Non-eviden- Discovery	3	Event continues over multiple day
68	12/07/2004	14:00	Status: Review by Session	3	Event held as scheduled
69	01/10/2005	14:00	Status: Filing deadline	3	Event rescheduled by court order
70	01/11/2005	14:00	Status: Filing deadline	3	Event held as scheduled
71	03/03/2005	14:00	Hearing: Motion	3	Event held as scheduled
72	05/03/2005	14:00	Conference: Final Pre-Trial	3	Event moved to another session
73	05/03/2005	14:00	Conference: Final Pre-Trial	4	Event held as scheduled
74	05/10/2005	14:00	Hearing: Appt Counsel	4	Event held as scheduled
75	05/16/2005	09:00	TRIAL: by jury	3	Event moved to another session
76	05/16/2005	09:00	TRIAL: by jury	4	Trial begins
77	05/17/2005	09:00	TRIAL: by jury	4	Event continues over multiple day
78	05/18/2005	09:00	TRIAL: by jury	4	Event continues over multiple day
79	05/19/2005	09:00	TRIAL: by jury	4	Event continues over multiple day
80	05/20/2005	09:00	TRIAL: by jury	4	Event continues over multiple day
81	05/23/2005	09:00	TRIAL: by jury	4	Event continues over multiple day
82	05/24/2005	09:00	TRIAL: by jury	4	Event continues over multiple day
83	05/25/2005	09:00	TRIAL: by jury	4	Event continues over multiple day
84	05/26/2005	09:00	TRIAL: by jury	4	Trial ends

85	05/27/2005	09:00	Hearing: Sentence Imposition	4	Event held as scheduled
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Full Docket Entries

654 Docket Entries for Docket: SUCR2001-10384

Entry Date:	Paper No:	Docket Entry:
04/30/2001	1	Indictment returned
04/30/2001		Warrant on indictment issued via W.M.S.
04/30/2001		Notice & copy of indictment sent to Chief Justice & Atty General
04/30/2001		Notice & copy of indictment & entry on docket sent to Sheriff
05/03/2001		Mittimus without bail issued to Suffolk County Jail (Nashua Street)
05/03/2001		Brought into court on special mittimus. Appearance of Deft's Atty:
05/03/2001		William M White Jr
05/03/2001	3	Order of notice of finding of murder indictment read and returned
05/03/2001	3	with service.
05/03/2001		Deft arraigned before Court. Indictment read as to offense #001.
05/03/2001		Deft waives reading of indictment
05/03/2001		RE Offense 1:Plea of not guilty
05/03/2001		RE Offense 2:Plea of not guilty
05/03/2001		Mittimus without bail issued to Suffolk County Jail (Nashua Street)
05/03/2001	4	Deft files motion for funds for investigator.
05/03/2001		Motion (P#4) allowed as endorsed.
05/03/2001	5	Deft files motion for confinement within Suffolk County in order to
05/03/2001	5	confer with counsel. Wilson, AC/M - D. Collins for M. Lee, ADA - W.
05/03/2001	5	Greenlaw, Court Reporter - W. White, Attorney.
05/03/2001		Warrant canceled on the Warrant Management System May 03, 2001
05/25/2001	7	Deft files pro se: motion for DNA discovery.
05/25/2001	8	Deft files pro se: motion for copies of photographs.
05/25/2001	9	Deft files motion for discovery of evidence in possession of Federal
05/25/2001	9	authorities.
05/30/2001	6	Defendant not in court. Pre-trial conference report filed. Motions to
05/30/2001	6	be filed by 6/22/2001. Wilson, AC/M - M. Lee, ADA - N. King, Court
05/30/2001	6	Reporter.
06/14/2001	10	Deft files motion for discovery
06/14/2001	11	Deft files request for Brady exculpatory material.
06/14/2001	12	Deft files motion for hearing re: Counsel.
07/23/2001		Defendant brought into Court. Hearing re: Paper #12. After hearing,
07/23/2001		motion withdrawn. Spurlock, RAJ - M. Lee, ADA - P. McDonough, Court

07/23/2001 Reporter - W. White, Attorney.
09/04/2001 Defendant brought into Court. Motion (P#10) agreed and allowed unless amended or otherwise ordered by specific paragraph. (Christine M. McEvoy, Justice)
09/04/2001 Motion (P#11) agreed and allowed.(Christine M. McEvoy, Justice)
09/04/2001 13 Deft files Motion for additional funds for investigator.
09/04/2001 Motion (P#13) allowed (Christine M. McEvoy, Justice)
09/04/2001 14 Order for Production of Criminal records filed. (Christine M. McEvoy, Justice)
09/04/2001 14 M. Lee, ADA - K. Carty, Court Reporter - W. White, Attorney.
09/24/2001 15 Brought into court. Deft files motion for funds for copies of photographs.
09/24/2001 Motion (P#15) allowed as endorsed. Wilson, AC/M - M. Lee, ADA - D. Cullinan, Court Reporter - W. White, Attorney.
10/25/2001 Defendant not present. Wilson, Mag - M. Lee, ADA - W. White, Atty -
10/25/2001 N. King, CR
11/07/2001 Defendant not present. Wilson, Mag - C. Bartoloni, for M. Lee, ADA -
11/07/2001 W. White, Atty - K. Rael, CR
11/20/2001 Defendant not present. Wilson, Mag - M. Lee, ADA - W. White, Atty -
11/20/2001 K. Rael, CR
12/04/2001 Defendant brought into court. Defendant's oral pro se motion for statements of defendant allowed if any exist. McEvoy, J. - M. Lee, ADA - D. Cullinan, Court Reporter W. White, Attorney.
01/18/2002 16 Deft files pro se motion to terminate trial counsel and affidavit in support of.
01/18/2002 16 Deft files pro se motion for appointment of counsel.
01/18/2002 17 Deft files pro se request for a hearing.
01/18/2002 18 Deft files pro se motion for free transcripts.
02/13/2002 20 Withdrawal of appearance filed by William M White Jr from representing defendant.
03/07/2002 Defendant not present. Wilson, Mag - C. Bartoloni, ADA - ERD
03/20/2002 Brought into Court. Rule 36 waived by order of the Court.
03/20/2002 Motion (P#16) denied (Nancy Merrick, Justice).
03/20/2002 Motion (P#20) denied (Nancy Merrick, Justice). - C. Bartoloni for M. Lee - C. Smith, Court Reporter - W. White, Attorney
03/20/2002 Defendant not present. Brady, J - D. Collins, For M. Lee, ADA - F. Robinson, for R. Wheeler Atty - A. McDonald, CR
04/01/2002 Defendant not present. Brady, J - M. Lee, ADA - G. Robinson, Atty -
04/08/2002 M. Wrighton, CR
04/08/2002 Defendant not present. Brady, J - B. Carroll, CR
04/19/2002 21 Defendant not in Court. Deft files motion to dismiss for failure to provide discovery with affidavit in support. Wilson, AC/M - M. Lee,
05/13/2002 21

05/13/2002 21 ADA - ERD - B. Carroll, Attorney
05/29/2002 Brought into court. Motion to Dismiss (P#21) denied. Walker, J. - M.
05/29/2002 Lee, ADA - N. King, Court Reporter - B. Carroll, Attorney.
06/03/2002 22 Deft files pro-se: notice objection with supporting affidavit.
06/03/2002 23 Deft files pro-se: notice of appeal.
06/03/2002 24 Deft files pro-se: notice of appeal.
06/13/2002 Defendant not present. King, J - P. Connelly, CR - M. Lee, ADA
06/24/2002 29 Deft files Letter to Justice Walker.
06/25/2002 Brought into court. After hearing Defendant's oral motion for
06/25/2002 reduction of bail, denied.
06/25/2002 25 Deft files motion for funds.
06/25/2002 Motion (P#25) allowed.
06/25/2002 26 Deft files motion for " The Murder Book " or " File ".
06/25/2002 27 Deft files motion for return of property. King, J. - M. Lee, ADA - M.
06/25/2002 27 Wrighton, Court Reporter - B. Carroll, Attorney.
06/26/2002 28 Deft files motion for funds to retain DNA consultant / expert.
06/26/2002 Motion (P#28) allowed. King, J.
07/02/2002 30 Court files Order Relative to Discovery. (M. Lee, ADA and B. Carroll,
07/02/2002 30 Attorney notified 7/8/02)
07/25/2002 Defendant brought into court. Walker, J - M. Lee, ADA - B. Carroll,
07/25/2002 Atty - M. McDonald, CR
08/02/2002 Defendant brought into court. Attorney Bruce Carroll's oral motion to
08/02/2002 withdraw, allowed. Case is referred to C.P.C.S. for appointment of
08/02/2002 counsel (Murder Case). Walker, J. - M. Lee, ADA - M. McDonald,
08/02/2002 Court Reporter - B. Carroll, Attorney.
09/05/2002 Defendant not present. Wilson, Mag - M. Lee, ADA - B. Carroll, Atty
09/05/2002 - ERD
09/10/2002 31 Deft files Pro - Se motion to compel, assembly of the record, to
09/10/2002 31 appeal, denial of motion to dismiss entered on May, 29 2002, by
09/10/2002 31 Justice Jeseph M. Walker III affidavit in support thereof.
09/10/2002 32 Deft files Pro - Se motion to inspect tagible evidence.
09/10/2002 33 Deft files Pro - Se motion for sanctions against the District
09/10/2002 33 Attorney for failure to provide discovery in a timely fashion.
09/10/2002 Defendant not present. McEvoy, J - M. Lee, ADA - M. McDonald, CR
09/17/2002 Defendant not in Court. Appointment of Counsel James Budreau by CPCS
09/17/2002 on 9/16/02 (See copy of letter from CPCS). McEvoy, J. - D. Collins,
09/17/2002 ADA - M. McDonald, Court Reporter
09/17/2002 Attorney James Budreau appointed to represent defendant by CPCS on
09/17/2002 9/16/02. Letter of approval signed by McEvoy, J. and mailed to CPCS.
09/17/2002 McEvoy, J.
09/18/2002 Atty James Boudreau appointed to represent defendant by CPCS on

09/18/2002 9/16/02. Letter of approval signed by McEvoy, J and mailed to CPCS.

09/18/2002 McEvoy, J -

09/23/2002 34 Deft files pro se motion for speedy trial

09/23/2002 35 Deft files motion for appointment of counsel

09/23/2002 36 Deft files affidavit in support of motion for sanction against the

09/23/2002 36 District Attorney and memorandum of law

09/24/2002 Defendant not present. McEvoy, J - D. Collins for M. Lee, ADA - M.

09/24/2002 McDonald, CR

09/27/2002 37 Deft files motion to dismiss for failure to provide discovery,

09/27/2002 37 affidavit and memorandum in support thereof.

10/17/2002 Defendant not present. McEvoy, J - M. Lee, ADA - J. Budreau, Atty -

10/17/2002 N. McCann, CR

10/21/2002 Defendant brought into court. Motion (P#37) denied as endorsed (See

10/21/2002 Motion).

10/21/2002 38 Deft files motion for funds and affidavit.

10/21/2002 Motion (P#38) allowed as endorsed. McEvoy, J. - M. Lee, ADA - N.

10/21/2002 McCann, Court Reporter - J. Budreau, Attorney.

10/28/2002 39 Notice of Interlocutory Appeal and Request for Transcript filed by

10/28/2002 39 Leon Robinson

10/28/2002 Motion (P#39) allowed. McEvoy, J.

10/28/2002 40 Deft files notice of appeal

10/28/2002 41 Deft files motion to waive filing fees

10/28/2002 42 Deft files motion for exculpatory evidence and sanctions

11/15/2002 43 Deft files motion for bail based upon changed circumstances.

11/15/2002 44 Deft files motion for dismiss purusant to O'Dell.

11/15/2002 45 Deft files motion for order permitting investigator to enter

11/15/2002 45 Souza-Baronowski Prison to meet with inmate Leon Robinson and

11/15/2002 45 affidavit.

11/15/2002 46 Deft files motion for funds & affidavit.

11/15/2002 47 Deft files motion for Judicial Order or Recommendation that he be

11/15/2002 47 returned to a Suffolk County Facility pending trial & affidavit

11/15/2002 48 Deft files motion for additional discovert regarding DNA testing.

11/15/2002 49 Deft files motion to suppress photographic identifications of

11/15/2002 49 defendant.

11/15/2002 50 Deft files motion to suppress defendant's lineup.

11/15/2002 51 Deft files motion to suppress defendant's statements, affidavit of

11/15/2002 51 Leon Robinson.

11/15/2002 52 Deft files motion to suppress defendant's coat, affidavit of Leon

11/15/2002 52 Robinson.

11/15/2002 53 Deft files motion to suppress. Wilson, AC/M - M. Lee, ADA - ERD - J.

11/15/2002 53 Budreau, Attorney

11/25/2002 54 Deft files Supplemental Memorandum in support of Motion to Suppress
11/25/2002 54 Defendant's Statement (Pursuant to M.G.L. c.276)
11/26/2002 Defendant brought into court. After hearing re: motions, Court rules
11/26/2002 as follows : Re: Paper #42 #43 #44 taken under advisement.
11/26/2002 Motion (P#46) allowed.
11/26/2002 Motion (P#47) denied. Hines, J. - M. Lee, ADA - P. Connolly, Court
11/26/2002 Reporter - J. Budreau, Attorney.
11/26/2002 Finding by Court: Paper #43 denied as endorsed. Hines, J. Copies sent
11/26/2002 to Atty. and ADA 11/26/02.
11/26/2002 Finding by Court: Paper #45, allowed. Order issued to Nashua Street
11/26/2002 Jail. Hines, J. Copies sent to ADA and Atty. 11/26/02.
12/02/2002 55 Commonwealth files memorandum of law in opposition to defendant's
12/02/2002 55 O'Dell Motion
12/05/2002 56 Deft files supplemental citation in support of motion for exculpatory
12/05/2002 56 evidence & sanctions.
12/05/2002 57 Deft files notice of interlocutory appeal & request for transcript.
12/17/2002 Defendant not present.
12/17/2002 58 Order on defendant's motion for exculpatory evidence and sanctions.
12/17/2002 Motion (P#42) allowed as endorsed. Wilson, AC/M - M. Lee, ADA - ERD
12/17/2002 - J. Budreau, Attorney.
01/21/2003 59 Deft files motion to dismiss for discovery violations
01/21/2003 60 Memorandum and order on defendant's motion to dismiss denied
01/21/2003 60 1/23/2003. Hines, J.
01/30/2003 61 Deft files motion for discovery compliance and request for an
01/30/2003 61 evidentiary hearing (memorandum incorporated)
02/04/2003 Defendant not present. Lauriat, J. - J. Budreau via telephone,
02/04/2003 Attorney.
02/05/2003 Defendant not present.
02/05/2003 62 Deft files motion for funds.
02/05/2003 Motion (P#62) allowed as endorsed. Wilson, AC/M - ERD - J. Budrey,
02/05/2003 Attorney.
02/07/2003 Defendant not present.
02/07/2003 Defendant's Paper No. 61 after hearing reference endorsement. (M.
02/07/2003 Lee, ADA and J. Boudreau notified 2/11/03 with copy of endorsement)
02/07/2003 63 Deft files motion for preclusion of evidence for discovery violation.
02/07/2003 63 After hearing reference endorsement (M. Lee, ADA and J. Boudreau,
02/07/2003 Atty notified 2/11/03 with copy of endorsement)
02/07/2003 64 Deft files motion for funds
02/07/2003 Motion (P#64) allowed up to \$1,500.00 additional approved. Ball, J.
02/07/2003 - M. Lee, ADA - P. Flaherty, Court Reporter - J. Boudreau, Attorney
02/07/2003 (M. Lee, ADA and J. Boudreau, Atty notified with copy of endorsement)

02/07/2003 on 2/11/03)

02/24/2003 65 Deft files notice of objection with supporting affidavit

02/28/2003 Notice of assembly of the record on appeal, received from Clerk

02/28/2003 M.Doyle,SJC with attachment..

03/06/2003 Defendant not present

03/06/2003 66 Deft files motion for records of witnesses.

03/06/2003 Motion (P#66) allowed, Wilson, AC/M

03/06/2003 67 Deft files supplemental motion to suppress search of apartment with affidavit

03/06/2003 68 Deft files motion to suppress photographic identifications of defendant with affidavit.

03/06/2003 69 Ordered: re: records of witnesses filed. Wilson, AC/M - E.R.D. -

03/06/2003 69 J.Boudreau, Attorney.

03/14/2003 70 Deft files motion to preserve blood sample or protective order and affidavit of counsel

03/14/2003 71 Deft files motion for notes of evidence inspection by laboratory and affidavit of counsel

03/31/2003 72 Deft files motion to dismiss (memorandum incorporated)

04/08/2003 Defendant brought into court for hearing re: defendant's motion for notes of evidence inspection by laboratory.

04/08/2003 Motion (P#71) allowed by agreement.

04/08/2003 73 Deft files ex parte motion for funds

04/08/2003 Motion (P#73) allowed

04/08/2003 74 Deft files Motion for funds (photographs)

04/08/2003 Motion (P#74) allowed as endorsed

04/08/2003 75 Deft files supplemental motion to preserve blood sample or for protective order. Wilson, AC/M - M. Lee, ADA - F. LaRoux, Court

04/08/2003 75 Reporter - J. Boudreau, Attorney

04/22/2003 76 Commonwealth files motion for an order to take a biological sample from defendant for DNA testing

04/22/2003 76 Motion (P#70) denied.

05/06/2003 Defendant brought into court.

05/06/2003 After hearing, Motion (P#76) allowed.

05/06/2003 77 Order for biological sample from defendant, filed.

05/06/2003 78 Deft files opposition to Commonwealth's request for DNA sample.

05/06/2003 79 Deft files Motion to remand defendant to a Suffolk County Facility pending trial.

05/06/2003 Motion (P#79) allowed in so much it is recommended that defendant to be housed in Suffolk County Facility within 30 days prior to

05/06/2003 scheduling of date. Agnes, J. - M. Lee, ADA - M. McDonald, Court

05/06/2003 Reporter - J. Budreau, Attorney.

05/14/2003 80 Commonwealth files memorandum of law in opposition to defendant's
05/14/2003 80 McCarthy Motion
05/21/2003 81 Deft files Motion for Franks / Amral hearing regarding supplemental
05/21/2003 81 motion to suppress search of apartment (Memorandum incorporated).
05/21/2003 82 Deft files supplemental memorandum in support of hearing on motion to
05/21/2003 82 suppress photographic identification of defendant.
05/21/2003 83 Deft files notice of interlocutory appeal and for expedited
05/21/2003 83 transcript.
05/21/2003 84 Deft files petition for leave to file interlocutory appeal pursuant
05/21/2003 84 to M.G.L. CH. 211 Sec. 3 regarding order requiring petitioner to
05/21/2003 84 provide Commonwealth with biological sample (Memorandum Incorporated
05/21/2003 84).
05/22/2003 Defendant not present. Spurlock, J. - M. Lee, ADA - P. Pietrella,
05/22/2003 Court Reporter - M. Bourbeau, Attorney.
06/02/2003 Defendant not present.
06/02/2003 85 Deft files Motion for funds and affidavit.
06/02/2003 Motion (P#85) allowed. Spurlock, J. - M. Lee, ADA - M. McDonald,
06/02/2003 Court Reporter - J. Budreau, Attorney.
07/11/2003 86 After hearing, Court ORDERS defendant remanded to the custody of the
07/11/2003 86 Suffolk County Jail (Nashua Street) until defendant's motion to
07/11/2003 86 suppress hearing before Walker, J. in the 3rd criminal session,
07/11/2003 86 courtroom 9, 2nd floor, is completed. (Locke, J.) - M. Wrighton, CR
07/11/2003 86 - J. Budreau, Atty
07/14/2003 Defendant brought into court.
07/14/2003 Hearing re: defendant's motion to suppress commences before Walker,
07/14/2003 J. - M. Lee, ADA - N. King, CR - J. Budreau, Atty
07/15/2003 Defendant brought into court.
07/15/2003 Hearing re: defendant's motion to suppress continues before Walker,
07/15/2003 J. - M. Lee, ADA - N. King, CR - J. Budreau, Atty
07/16/2003 Defendant brought into court.
07/16/2003 Hearing re: defendant's motion to suppress continues before Walker,
07/16/2003 J. After hearing, motion taken under advisement.
07/16/2003 87 Deft files Motion for Funds (re: investigator), with affidavit of
07/16/2003 87 counsel and investigator in support thereof
07/16/2003 After hearing, Motion (P#87) allowed (Walker, J.)
07/16/2003 88 Deft files Motion for Transcript Costs
07/16/2003 Motion (P#88) allowed (Walker, J.) - M. Lee, ADA - N. King, CR - J.
07/16/2003 Budreau, Atty
07/28/2003 89 Deft files Notice of Supplemental Citations in Support of His Motions
07/28/2003 89 to Suppress
07/31/2003 90 Commonwealth files Memorandum of Law in Opposition to the Defendant's

07/31/2003 90 Motion to Suppress Statements, Identifications, and Physical Evidence.

08/03/2003 91 Deft files Response to Commonwealth's Memorandum of Law in Opposition to the Defendant's Motions to Suppress Statements, Identifications and Physical Evidence.

08/03/2003 91 Notice of Docket Entry from the Supreme Judicial Court dated August 1, 2003 filed. The Court orders the following judgment be entered:

08/03/2003 92 "Matter came before the Court, Ireland, J. on a Petition pursuant to G.L. Ch. 211, Section 3. Upon consideration thereof, it is ordered

08/03/2003 92 that the Petition be and the same hereby is denied without a hearing.

08/03/2003 92 By the Court, Ireland, J..

08/28/2003 Defendant not present.

08/28/2003 93 Deft files ex-parte motion for funds.

08/28/2003 Motion (P#93) allowed as endorsed. Wilson, Mag - J Budreau, Attorney

09/04/2003 Defendant not present in Court.

09/04/2003 94 Motion by Deft: motion for discovery relating to scientific evidence and for order to test jacket blood stain for preservatives

09/04/2003 Continued until September 25, 2003 by agreement motions

09/04/2003 Habeas corpus for Deft at Old Colony Correctional Institution

09/04/2003 appearance September 25, 2003. Connolly, J - M. Lee, ADA - J. Budreau, Attorney.

09/16/2003 95 Motion by Deft: motion to suppress defendant's coat

09/16/2003 96 Motion by Deft: motion for discovery compliance and sanctions against commonwealth for late production of evidence

09/25/2003 97 Motion by Deft: motion for discovery relating to ABC's 24/7 videotaping

09/25/2003 98 Motion by Deft: supplemental motion to test jacket blood stain for preservatives

09/25/2003 98 Defendant brought into court

09/25/2003 Motion (P#96 after hearing,) denied. (ref: endorsement)

09/25/2003 Defendant's paper # 97and 98 after hearing, Court takes no action as to each (ref: record) Connolly, J. - M. Lee, ADA - M. Munro, Court Reporter - J. Budreau, Attorney

11/13/2003 Defendant not present. WIllson, Mag - M. Lee, ADA - E.R.D. - J. Budreau, Attorney

12/03/2003 Defendant brought into court.

12/03/2003 99 Notice filed by the SJC of Docket Entry case dismissed without prejudice before the SJC

12/03/2003 99 Deft files second supplemental motion to test jacket blood stains for preservations and affidavit. Wilson, Mag - M. Lee, ADA - E.R.D. - J. Boudreau, Attorney

12/08/2003 Defendant brought into court. After hearing re: P#100 continued to

12/08/2003 12/22/03 by agr. for hrg. in session. Ball, J. M.Lee, ADA -
12/08/2003 A.McDomnald, C.R. - J.Budreau and A.D'Angelo, Attorney
12/09/2003 101 Commonwealth files opposition to defendant's motion (and supplemental
12/09/2003 101 motion) for an order to test jacket blood stain for the chemical
12/09/2003 101 preservative EDTA
12/19/2003 102 Response of non-party American Broadcasting Companies Inc. to
12/19/2003 102 defendant's subpoena filed.
12/22/2003 Defendant brought into court.
12/22/2003 Motion (P#100) denied as endorsed. Ball, J. - M. Lee, ADA - A.
12/22/2003 McDonald, Court Reporter - J. Budreau Attornet and A. D'Angelo,
12/22/2003 Attorney.
12/30/2003 103 Deft files notice of appeal
01/20/2004 Defendant brought into court. Wilson, Mag - M. Lee, ADA - ERD - A.
01/20/2004 D'Angelo, Attorney for J. Budreau.
01/23/2004 104 Notice of Docket Entry received from SJC re: filing of Petitioner's
01/23/2004 104 Motion to Withdraw Application for Leave to Appeal the Denial of the
01/23/2004 104 Defendant's Motion to Test Jacket Blood Stains for Preservatives and
01/23/2004 104 His Motion for an Evidentiary Hearing (note: motion allowed by SJC
01/23/2004 104 without a hearing on 1-22-2004).
02/02/2004 105 Commonwealth files Supplemental Opposition to Defendant's Motion (and
02/02/2004 105 Supplemental Motion) for an Order to Test Jacket Blood Stain for the
02/02/2004 105 Chemical Preservative Edta
02/03/2004 106 MEMORANDUM, FINDINGS & ORDERS denying Defendant's Motions to Suppress
02/03/2004 106 Evidence (Paper #s 81; 67; 52; 53; 54 and 49, 68, 83), filed by the
02/03/2004 106 Court (Walker, J.) (February 03, 2004)
02/11/2004 107 Notice of docket entry - Judgement after Rescript from SJC "Affirmed"
02/11/2004 107 Cordy. J.
02/17/2004 108 Deft files pro se notice to objection to continuances
02/17/2004 109 Deft files pro se notice to preserve defendant's rights and
02/17/2004 109 objections to the Court's denial of defendant's motion to suppress,
02/17/2004 109 motion to dismiss, requests for sanctions and other motions including
02/17/2004 109 DNA testing and motion in limine
02/24/2004 Defendant brought into court. Lauriat, J. - M. Lee, ADA - M.
02/24/2004 McDonald, Court Reporter - A. D'Angelo, Attorney.
03/18/2004 110 Deft files motion for transcript of 12/22/03 hearing before Judge
03/18/2004 110 Ball. (Ball, J notified w/copy 3/26/04)
03/26/2004 Defendant not present. Spurlock, RAJ - M Lee, ADA - M McDonald,
03/26/2004 Court Reporter - A D'Angelo, Attorney
04/05/2004 111 Deft files pro se notice of the deft Leon Robinson's objection to the
04/05/2004 111 DNA swabbing done on March 26, 2004.
04/05/2004 112 Deft files pro se request for specific Brady exculpatory material #1.

04/05/2004 113 Deft files pro se motion for a view
04/05/2004 114 Deft files pro se motion for sequestration of witnesses.
04/05/2004 115 Deft files pro se motion to exclude all Boston Police officers from
04/05/2004 115 sitting in Courtroom and with the ADA during all Court hearing and at
04/05/2004 115 deft's trial.
04/05/2004 116 Deft files pro se motion to photograph all chalks, pictures and
04/05/2004 116 drawings.
04/29/2004 Defendant not present.
04/29/2004 Continued until June 21, 2004 for Status re: DNA by order of the
04/29/2004 Court McEvoy, J. (Who is at Judicial Conference) - M. Lee, ADA - M.
04/29/2004 McDonald, Court Reporter.
05/03/2004 117 Deft files pro se: notice of specific requests for exculpatory #2
05/03/2004 117 evidence and required compliance with Kyle v. Whitley
05/06/2004 118 Deft files pro se request for hearing on May 18, 2004 regarding his
05/06/2004 118 objections to continuances and Rule 36
05/06/2004 119 Deft files motion for habeas corpus to issue for May 18, 2004
05/10/2004 120 Deft files pro se marking motion for hearing date
05/10/2004 121 Deft files pro se defendant's opposition to any further continuances
05/10/2004 121 and memorandum and affidavit in support of
06/01/2004 122 Deft files pro se: marking motion for hearing date.
06/01/2004 123 Deft files pro se: opposition to any further continuances, memorandum
06/01/2004 123 in support of his objections to no further continuances and Rule 36
06/01/2004 123 w/affidavit.
06/07/2004 124 Deft files pro se Motion to Dismiss (Speedy Trial Rule 36 violations
06/07/2004 124 with affidavit in support of.
06/10/2004 Defendant not present.
06/10/2004 Continued until June 29, 2004 for Hearing re: Motion to Dismiss and
06/10/2004 DNA by agreement. Wilson, MAG - C. Bartoloni, ADA - ERD.
06/29/2004 Defendant brought into court. Hearing re: Motions.
06/29/2004 125 Deft files motion to preclude admission of DNA Testing Results.
06/29/2004 Motion (P#125) denied
06/29/2004 126 Assented to Motion to Transport and House the Defendant at the Nashua
06/29/2004 126 Street Jail, One day before each scheduled appearance.
06/29/2004 Motion (P#126) allowed
06/29/2004 127 Deft files ex-parte motion for funds for a Blood Expert.
06/29/2004 Motion (P#127) allowed (Christopher J Muse) - M. Lee, ADA - A.
06/29/2004 McDonald, Court Reporter - J. Budreau & D. Angelo, Attorney
07/08/2004 128 Deft files pro se notice of interlocutory appeal and for expedited
07/08/2004 128 transcript
07/23/2004 Defendant not present.
07/23/2004 129 Deft files ex-parte motion for funds to continue to retain an

07/23/2004 129 investigator with affidavit and memorandum in support of.

07/23/2004 Motion (P#129) allowed as endorsed. (See Record) . Connor, J. - M.

07/23/2004 McDonald, Court Reporter - A. D'Angelo, Attorney.

09/10/2004 130 Deft files Pro Se: Motion for DNA discovery

09/10/2004 131 Deft files Pro Se : Motion for free copies of docket sheets and

09/10/2004 131 copies of any Motions on the docket in this case upon the request for

09/10/2004 131 copies

09/15/2004 Defendant brought into court. Court orders that all discovery re:

09/15/2004 DNA be complete by 10/08/04 - All motions to be filed by 10/08/04

09/15/2004 132 Deft files Ex-Parte Motion for funds

09/15/2004 Motion (P#132) allowed (Barbara J Rouse). Copies hand delivered to

09/15/2004 counsel September 15, 2004 - Rouse, J. - M. Lee, ADA - M. Wrighton,

09/15/2004 Court Reporter - J. Budreau, Atty. and A. D'Angelo, Atty.

09/29/2004 133 Deft files Pro Se Notice of objection to DNA evidence and Testing

09/29/2004 133 results pursuant to MRCP #22 and Superior Court Rule #8

09/29/2004 134 Deft files Pro Se Notice of Alibi Defense

09/29/2004 135 Deft files Pro Se Motion for discovery of Medical evidence

09/29/2004 136 Deft files Motion for discovery of tests employed, Test Data, and

09/29/2004 136 Test results by the Commonwealth's experts

10/08/2004 137 Deft files Motion for discovery of Commonwealth's DNA evidence

10/13/2004 138 Commonwealth files Notice of Discovery XVII

10/25/2004 139 Deft files Pro Se Notice of Motion to recuse

11/30/2004 Defendant brought into court - Hearing re: Paper #137, after hearing

11/30/2004 Court takes motion under advisement. Hinkle, J. - M. Lee, ADA - D.

11/30/2004 Cercone, Court Reporter - J. Budreau & A. D'Angelo, Attorneys for

11/30/2004 defendant.

11/30/2004 Motion (P#137 allowed and denied as endorsed. (Margaret R Hinkle).

11/30/2004 Counsel notified with copy.

12/06/2004 140 Commonwealth files Notice of Discovery XIX

12/07/2004 Defendant brought into court. hearing Re: paper #97 after hearing

12/07/2004 Court orders Commonwealth to produce within 14 days as to crime scene

12/07/2004 video. (See endorsement) Hinkle, J. - M. Lee, ADA - D. Cercone,

12/07/2004 Court Reporter - J. Budreau & A. D'Angelo, Attorneys for defendant.

12/30/2004 141 Withdrawal of appearance filed by Andrew M D'Angelo

12/30/2004 142 Withdrawal of appearance filed by James H Budreau

01/11/2005 143 Defendant brought into court. Defendant files motion for additional

01/11/2005 143 information concerning ABC News and or Channel 5. Paper nos. 141 and

01/11/2005 143 142, no action taken at request of counsel. Hearing paper #143.

01/11/2005 Motion (P#143) allowed in part as set forth on the record in Open

01/11/2005 Court. Hinkle, J. - M. Lee, ADA - D. Cercone, Court Reporter - A.

01/11/2005 D'Angelo & J. Budreau, Attorney for defendant.

01/14/2005 144 Commonwealth files Notice of Discovery XX.

01/31/2005 145 Commonwealth files Notice of Discovery XXI

02/10/2005 146 Deft files Assentend to Motion to issue subpoena.

02/10/2005 Motion (P#146) allowed. Hinkle, RAJ

02/24/2005 147 Dennis McCarthy's Motion to Quash Subpoena, filed.

03/03/2005 Defendant brought into court - Hearing re: paper #147 - Voir Dire of

03/03/2005 witness.

03/03/2005 Motion (P#147) allowed in part (See record)

03/03/2005 Motion (P#147) denied in part. (See record) Case transferred to the

03/03/2005 4th Criminal Session for trial. Hinkle, RAJ - M. Lee, ADA - E.

03/03/2005 Hayes(Landwer), Court Reporter - A. D'Angelo & M. Budreau, Attorneys.

04/28/2005 148 Deft files Motion for Out-of-State Summons to Issue

04/28/2005 149 Deft files Motion for an Ex Parte hearing on the Deft's Motion for

04/28/2005 149 Out-of-State Summons to Issue

04/28/2005 150 Deft files Ex Parte Motion for Funds to have Out-of-State Summons

04/28/2005 150 Issue and Wtiness Travel to Massachusetts

04/28/2005 151 Deft files Motion for Funds to Obtain Clothes for Trial

04/28/2005 152 Deft files Motion to Remand Deft to a Suffolk County Facility Pending

04/28/2005 152 Trial

05/02/2005 153 Deft files, pro se, Motion in Limine (Segment of Murder Indictment

05/02/2005 153 Not to be Read to Jury

05/02/2005 154 Deft files, pro se, Motion in Limine (Motion to Preclude Government

05/02/2005 154 From Introducing Into Evidence or Showing the Jury Photographs of the

05/02/2005 154 Decedent)

05/02/2005 155 Deft files, pro se, Motion in Limine (Motion to Determine Whether

05/02/2005 155 Witnesses Will Invoke 5th Amendment Right Not to Testify)

05/02/2005 156 Deft files, pro se, Notice of Discovery XXII

05/03/2005 Motion (P#148) allowed.

05/03/2005 Motion (P#150) allowed. (Elizabeth B Donovan).

05/03/2005 Defendant brought into court.

05/03/2005 Ex parte hearing held re: issues of counsels' motions to withdraw.

05/03/2005 See Record. Court orders said portion of record IMPOUNDED.

05/03/2005 Final pre-trial conference held.

05/03/2005 156 Deft files Motion for Records of Witnesses

05/03/2005 After hearing, Motion (P#156.1) allowed; Order endorsed thereon.

05/03/2005 Deft remanded to Nashua Street Jail. - Donovan, J - M. Lee, ADA - C.

05/03/2005 Griffin, ADA - A. D'Angelo/J. Budreau, Attys

05/04/2005 157 Commonwealth files Notice of Discovery XXIII

05/06/2005 Process re: Out of State Witness issued as to Edward Harner.

05/10/2005 Defendant brought into court.

05/10/2005 Ex parte hearing re: counsel. Colloquy with Deft conducted by the

05/10/2005 Court. After hearing, Deft's oral motion to discharge counsel and proceed to trial pro se is denied, deft electing to continue with current counsel. See Record. - Donovan, J - C. Griffin, CR - A. D'Angelo/J. Budreau, Attys

05/11/2005 158 Commonwealth files Notice of Discovery XXIV

05/12/2005 159 Commonwealth files Witness List

05/12/2005 160 Commonwealth files Proposed Statement of the Case and Proposed Individual Voir Dire Questions for Purposes of Empanelment

05/12/2005 161 Commonwealth files Motion for Judicial Inquiry Into Criminal History of Potential Trial Jurors, or, in the alternative, Notice of Intent to Independently Seek Such Information for Limited Purposes of Jury Empanelment

05/12/2005 162 Commonwealth files Motion for a View

05/12/2005 163 Commonwealth files Motion in Limine Regarding Demonstrative Charts and Diagrams

05/12/2005 164 Commonwealth files Motion in Limine Regarding Photographs of the Victim

05/12/2005 165 Commonwealth files Motion in Limine to Exempt Certain Family Members of the Victim From General Order of Sequestration

05/12/2005 166 Commonwealth files Notice Regarding Testimony of Expert Witnesses

05/12/2005 167 Deft files Proposed Witness list

05/12/2005 168 Deft files Request for Juror Questions

05/12/2005 169 Deft files Motion to be Provided All Exculpatory Evidence Including Expert Opinions

05/12/2005 170 Deft files Motion in Limine to Redact and/or Limit the Introduction of Certain Statements, with attachments

05/12/2005 171 Deft files Motion in Limine to Exclude Deft's Prior Convictions

05/12/2005 172 Deft files Motion in Limine to Exclude Line-up Evidence

05/12/2005 173 Deft files Motion for Subpoena of Disciplinary Files

05/16/2005 Defendant brought into court.

05/16/2005 174 Deft files Motion to Permit the Deft to Change Clothes in the Suffolk Superior Courthouse

05/16/2005 Hearing re: motions. After hearing. Court rules as follows:

05/16/2005 After hearing, Motion (P#161) allowed. See Record. (Elizabeth B Donovan)

05/16/2005 After hearing, Motion (P#162) allowed. (Elizabeth B Donovan)

05/16/2005 After hearing, Motion (P#163) allowed (Elizabeth B Donovan)

05/16/2005 After hearing, Motion (P#164) allowed (Elizabeth B Donovan)

05/16/2005 After hearing, Motion (P#165) allowed in part (as to witness Jerome Jeter) and denied in part (as to witness Joan Jeter). See Record. (Elizabeth B Donovan)

05/16/2005 (Elizabeth B Donovan)

05/16/2005 Defendant's motion re: exculpatory evidence (P#169) - after hearing, motion endorsed as "moot." See Record.

05/16/2005 Hearing on (P#170) to redact and/or limit certain statements held.

05/16/2005 After hearing, matter taken under advisement (Donovan, J)

05/16/2005 After hearing, Motion (P#172) denied (Elizabeth B Donovan)

05/16/2005 Commonwealth's oral motion for trial as to #001 and #002.

05/16/2005 Court orders panel of sixteen (16) jurors selected. Impanelment commences. Six (6) jurors selected. Venari exhausted.

05/16/2005 Continued by order of court to May 17, 2005 for continuation of impanelment. - Elizabeth B Donovan, J - M. Lee/S. Richardson, ADAs -

05/16/2005 E. Blake, CR - A. D'Angelo/J. Budreau, Attys

05/17/2005 Defendant brought into court.

05/17/2005 Motion (P#151) allowed, not to exceed \$130.00 (Elizabeth B Donovan)

05/17/2005 Impanelment continues. An additional ten (10) jurors selected.

05/17/2005 Continued by order of Court to May 18, 2005 at 9:00 a.m. to commence case-in-chief. - E. Blake, CR

05/17/2005 174 Commonwealth files Notice of Discovery XXV.

05/18/2005 Defendant brought into court.

05/18/2005 Defendant's request to attend view made, and after hearing, court rules deft may attend under certain restrictions, deft objecting thereto, and without waiving objection, deft declines to attend view.

05/18/2005 Panel of sixteen (16) jurors present. Jurors sworn. Indictments read.

05/18/2005 Preliminary instructions given. View taken. Commonwealth commences case-in-chief. - E. Blake, CR

05/19/2005 Defendant brought into court.

05/19/2005 Hearing held re: juror #18-3 Charles Watkins in seat #14. After hearing, juror excused from further service, deft objecting thereto.

05/19/2005 Defendant's oral motion for mistrial made, and after hearing, denied.

05/19/2005 See Record.

05/19/2005 174 Deft files Trial Memorandum Regarding Hearsay and Crawford vs. Washington

05/19/2005 174 Defendant brought into court.

05/20/2005 175 Commonwealth files Motion to Permit the Jury to View Defendant Walking in the Courtroom

05/20/2005 Further hearing held re: P#165. After hearing, Court rules that witness Jerome Jeter not exempt from sequestration order. See Record.

05/20/2005 After hearing, Motion (P#175) denied without prejudice. See Record. -

05/20/2005 Trial resumes before Donovan, J. and panel of fifteen (15) jurors. -

05/20/2005 E. Blake, CR regarding jury trial

05/23/2005 Defendant brought into court.

05/23/2005 Trial with fifteen jurors present continues.

05/23/2005 176 Attorney Margaret M. Buckley, Boston Police Department, files her appearance.

05/23/2005 176 Boston Police Department's opposition to deft's motion for subpoena for production of internal affairs records, filed.

05/23/2005 177 Commonwealth rests. Defendant's oral motion for a required finding of not guilty is made and after hearing, is denied.

05/23/2005 177 Defendant's request for specific jury instructions, filed.

05/23/2005 178 Deft files supplemental request for specific jury instructions.

05/23/2005 178 Donovan, J - M. Lee, ADA - R. LeRoux, Court Reporter - A. D'Angelo,

05/23/2005 178 Attorney

05/24/2005 Defendant brought into court.

05/24/2005 Trial with fifteen (15) jurors present, continues. Defendant rests.

05/24/2005 179 Deft files renewed request for required finding of not guilty.

05/24/2005 Motion (P#179) denied. Donovan, J - M. Lee, ADA - D. Cercone, Court

05/24/2005 Reporter - A. D'Angelo, Attorney

05/25/2005 Defendant brought into court.

05/25/2005 The Court appoints Benjamin Bergman (#5) as the foreperson of the jury. Upon the final submission of the issue to the jury the Court ordered that the panel be reduced to twelve (12) in number and the names of Adlar Su (#1) Ellen Fantini (#3) and Wanda Luzunari (#7) were drawn and designated as alternative jurors. Jury deliberations begin. Donovan, J - M. Lee, ADA - D. Cercone, Court Reporter - A. D'Angelo, Attorney

05/26/2005 Defendant brought into court. Jury deliberations continued. Verdicts returned.

05/26/2005 RE Offense 1:Guilty verdict as to MURDER IN THE FIRST DEGREE BASED ON DELIBERATE PREMEDITATION.

05/26/2005 180 Verdict affirmed, verdict slip filed

05/26/2005 RE Offense 2:Guilty verdict

05/26/2005 181 Verdict affirmed, verdict slip filed

05/26/2005 Continued to May 27, 2005 for imposition of sentence.

05/26/2005 All prior orders of bail is revoked

05/26/2005 Mittimus without bail issued to Suffolk County Jail (Nashua Street).

05/26/2005 Donovan, J - M. Lee, ADA - D. Cercone, Court Reporter - A. D'Angelo,

05/26/2005 Attorney

05/27/2005 Defendant brought into court. Commonwealth moves for sentencing re: offenses #001 and #002.

05/27/2005 Defendant sentenced as to offense #001 - M.C.I. Cedar Junction - LIFE (without the possibility of parole) Mittimus issued.

05/27/2005 Sentence credit given as per 279:33A: One Thousand Five Hundred Fifty Six (1,556) Days of said sentence.

05/27/2005

05/27/2005		Victim-witness fee assessed: \$90.00
05/27/2005		Defendant sentenced as to offense #002 - M.C.I. Cedar Junction - Max:
05/27/2005		Five (5) years - Min: Four (4) years to be served concurrent with
05/27/2005		offense #001. Mittimus issued.
05/27/2005		Notified of right of appeal under Rule 64
05/27/2005		Notified of right of appeal under Rule 65
05/27/2005	182	NOTICE of APPEAL FILED by Leon Robinson
05/27/2005	183	Withdrawal of appearance filed by Andrew M D'Angelo is allowed as
05/27/2005	183	endorsed. Donovan, J - M. Lee, ADA - D. Cerccone, Court Reporter - A.
05/27/2005	183	D'Angelo, Attorney
06/08/2005		Notice of appeal from sentence to Cedar Junction MCI (Walpole) filed
06/08/2005		by Leon Robinson
06/08/2005		Notice of Assignment of Counsel assigning Attorney Jeffrey Baler for
06/08/2005		direct appeal, filed.
06/08/2005		Appearance of Deft's Atty: Jeffrey L Baler
06/08/2005	184	Deft files Pro Se: Appeal from Sentence to MCI Cedar Junction.
06/15/2005		Victim-witness fee paid as assessed in the amount of \$90.00
06/16/2005		Copy of notice of appeal mailed to Donovan, J. and M. Lee, ADA
06/16/2005		Court Reporter King, Nancy M. is hereby notified to prepare one copy
06/16/2005		of the transcript of the evidence of May 29, 2002 Motion to dismiss
06/16/2005		hearing before Walker, J. and July 14, 15, 16, 2003 Motion to
06/16/2005		suppress before Walker, J. Certificate of clerk-filed.
06/16/2005		Court Reporter McCann, Nancy is hereby notified to prepare one copy
06/16/2005		of the transcript of the evidence of October 21, 2002 Motion to
06/16/2005		dismiss before McEvoy, J.
06/16/2005		Court Reporter Connelly, Paula is hereby notified to prepare one copy
06/16/2005		of the transcript of the evidence of November 26, 2002 Motion to
06/16/2005		dismiss before Hines, J.
06/16/2005		Court Reporter Blake, Ellen is hereby notified to prepare one copy of
06/16/2005		the transcript of the evidence of May 16, 17, 18, 19, 20, 2005
06/16/2005		Motions - Impanelment - Trial before Donovan, J. Certificate of
06/16/2005		clerk-filed.
06/16/2005		Court Reporter LeRoux, Richard is hereby notified to prepare one copy
06/16/2005		of the transcript of the evidence of May 23, 2005 Motions - Trial
06/16/2005		before Donovan, J.
06/16/2005		Court Reporter Cerccone, Diane is hereby notified to prepare one copy
06/16/2005		of the transcript of the evidence of May 24, 25, 26, 27, 2005 Motions
06/16/2005		- Trial - Verdict - Disposition before Donovan, J.
07/01/2005		Notice of Assignment of counsel assigning Attorney Jeffrey Baler for
07/01/2005		direct Appeal, filed.
07/11/2005	185	Attorney files Notice of Appearance.

08/19/2005 186 Deft files Motion for funds and order for the production of
08/19/2005 186 transcripts of pretrial proceedings and affidavit of counsel in
08/19/2005 186 support of, filed.
08/30/2005 Motion (P#186) for funds and order for the production of transcripts
08/30/2005 of pre trial proceedings, 8/29/05 motion for funds for transcripts is
08/30/2005 allowed. Donovan J. (Court reporters and Attorney Baer notified with
08/30/2005 copy)

Charges

2 Charges for Docket: SUCR2001-10384

No.	Charge Description:	Indictment:	Status:
1	Dang weapon, possess gun, no license, on person/in MV		Guilty verdict
2	MURDER c265 s1		Guilty verdict

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